



U.S. Department of Justice

THOMAS SCOTT WOODWARD

United States Attorney

Northern District of Oklahoma

110 West 7th Street, Suite 300
Tulsa, Oklahoma 74119-1013

(918) 382-2700
Fax (918) 560-7940

NEWS RELEASE

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Contact: Randal Edgmon

FEDERAL GRAND JURY
CRIMINAL INDICTMENTS ANNOUNCED

Thomas Scott Woodward, United States Attorney for the Northern District of Oklahoma, announces the results of the August 2010 Federal Grand Jury.

The following named individuals have been charged with a federal crime or crimes by the return of an indictment by the Grand Jury. The return of an indictment is a method of informing the defendant of alleged violations which must be proven in a court of law beyond a reasonable doubt to overcome the defendant's presumption of innocence.

Andrew Hair. *Aggravated Sexual Abuse by Force of Minor in Indian Country, Sexual Abuse of a Minor in Indian Country.* Hair, 51, a Cherokee tribal citizen from Pawnee, Oklahoma, is accused of sexually abusing a 15 year-old non-Indian female on July 10, 2010. The act allegedly occurred in Osage County on Osage tribal land.

Donald Paul Moen. *Burglary in the First Degree in Indian County, Robbery in Indian Country, Assault by Striking, Beating and Wounding in Indian Country.* Moen, age 31, a non-Indian from Pawhuska, is accused of breaking into the home of an elderly male Osage tribal citizen in Pawhuska on July 15, 2010, and then beating and robbing him. The alleged criminal act occurred on Osage tribal land.

Enoch Delbert McNight. *Armed Robbery, Felon in Possession of Ammunition.* The defendant, 37, of Tulsa, is accused of the armed robbery of the Bank of the West, located at 6100 East 51st Street, Tulsa, on July 8, 2010. He is also charged with having five rounds of 9mm Luger ammunition in his possession on July 15, 2010. McNight has five previous felony convictions from Tulsa County District Court from 1995-1996, which include three counts of armed robbery, shooting with intent to kill and attempted escape from penal institution.

Andres Bustamante-Medrano. ***Alien in the United States after Deportation.*** The defendant, 30, a citizen of Mexico, was allegedly found in the Tulsa County Jail on June 21, 2010. He was previously deported and removed from the U.S. in November 1998.

Jose Anuar Claudio-Ortiz. ***Alien in the United States after Deportation.*** The defendant, 33, a citizen of Mexico, was allegedly found in the Tulsa County Jail on March 27, 2010. He was previously deported and removed from the U.S. in January 2006.

Ruben Flores-Olmos. ***Alien in the United States after Deportation.*** The defendant, 23, a citizen of Mexico, was allegedly found in Nowata on July 7, 2010. He was previously deported and removed from the U.S. in May 2007.

Franciso Diaz-Vallendrano. ***Alien in the United States after Deportation.*** The defendant, approximate age 35, a citizen of Mexico, was allegedly found in the Tulsa County Jail on June 27, 2010. He was previously deported and removed from the U.S. in April 2009.

Samuel Charles Smith. ***Felon in Possession of Firearm and Ammunition, Possession with Intent to Distribute Cocaine Base, Possession with Intent to Distribute Cocaine, Possession with Intent to Distribute Marijuana, Possession of a Firearm in Furtherance of Drug Trafficking Crime.*** Smith, 33, of Tulsa, was allegedly found in possession of quantities of crack cocaine, powder cocaine, marijuana and a loaded .40 caliber pistol at the time of his arrest in Tulsa on June 24, 2010. He has two previous felony drug trafficking convictions (2002 and 2009) from Tulsa County District Court.

Sealed and Superseding Indictments

The Grand Jury returned two indictments that remain sealed. Additionally, there was one 65-count superseding indictment returned in the name of **Jonathan Edward Vergnetti, (aka Steven Graham, aka Berry Decker, aka David Washington) and Gabriella Jiminez (aka Susan Lee Nuveman) and Robert Albert Zabala (aka Mehrdad Maknoui) and Barbara Jo Van Horn (aka Krystyna Mariani, aka Barbara Jo Jeffries) and Joseph Elijah Johnson and Cree Frances Clapper (aka Amy Floyd),** alleging conspiracy, gun possession, aggravated identity theft and the use of counterfeit access devices. The original indictment in this case, which contained only five counts, was returned in July 2010.